



Steven W. Troxler  
Commissioner

North Carolina Department of Agriculture  
and Consumer Services  
*Veterinary Division*

R. Douglas Meckes, DVM  
State Veterinarian

October 4, 2017

Clarence Grier  
Guilford Deputy County Manager  
P. O. Box 3427  
Greensboro, North Carolina 27402  
Via Hand Delivery

**NOTICE OF CIVIL PENALTY AND NOTICE OF WARNING**

**Re: CIVIL PENALTY ASSESSMENT FOR VIOLATIONS OF TITLE 02 N.C.  
ADMINISTRATIVE CODE, CHAPTER 52J, SECTIONS .0206; .0209(5); .0210(b) and (d);  
and .0803(2), (3), (6), (9), and (14).**

**AWS-CP-2017-13**

**Facility: Guilford County Animal Shelter, License #151**

Dear Deputy County Manager Grier:

Pursuant to N.C. General Statute § 19A-40, I am issuing this notice to you that Guilford County is assessed a civil penalty of \$1,200.00 as provided in the enclosed Notice of Violations.

With regard to the civil penalty, within 60 days from the date of receipt, you must do one of the following:

1. Pay the civil penalty assessment; or
2. File a written petition for a contested case hearing with the N.C. Office of Administrative Hearings to appeal the penalty assessment.

Pursuant to N.C. General Statute § 150B-22, either party to a dispute may initiate informal settlement negotiations at any time. To negotiate a settlement of this assessment, you may contact me by telephone at (919) 707-3280. Settlement offers do not extend the 60-day deadline for payment or filing of a contested case petition.

Additional information about your options is provided below:

### **PAYMENT**

To pay the penalty, please send your payment by check or money order made payable to the North Carolina Department of Agriculture and Consumer Services to:

North Carolina Department of Agriculture and Consumer Services  
Dr. Patricia Norris  
Director, Animal Welfare Section  
1030 Mail Service Center  
Raleigh, NC 27699-1030

### **APPEAL**

If you file a contested case petition, it must be in writing and in the form prescribed by N.C. General Statute § 150B-23. The petition must be filed with the N.C. Office of Administrative Hearings ("OAH") within 60 days of your receipt of this document. Additionally, the petition must be accompanied by a filing fee of twenty dollars (\$20.00) payable to OAH. Should you have any questions about what the fee would be for your case, please contact the OAH Clerk's Office at 919-431-3000. Payment can be made by cash, money order, certified check or check drawn on an attorney's trust account. Make checks payable to: Office of Administrative Hearings. File the petition and one copy with:

Office of Administrative Hearings  
6714 Mail Service Center  
Raleigh, NC 27699-6714

Any questions about filing a petition may be directed to the Clerk of OAH by telephone at 919-431-3000.

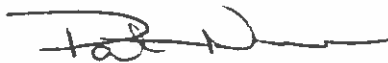
You must serve NCDA&CS by mailing a copy of the petition to:

Ms. Tina Hlabse  
North Carolina Department of Agriculture and Consumer Services  
Registered Agent and General Counsel  
1001 Mail Service Center  
Raleigh, NC 27699-1001

Payment of the penalty will not foreclose further enforcement action against you for any new violation. If the violations which resulted in the assessment are of a continuing nature, NCDA&CS reserves the right to assess additional civil penalties in the future or take other enforcement action against you.

Your attention to this matter is appreciated.

Sincerely,

A handwritten signature in black ink, appearing to read 'Patricia Norris', with a horizontal line extending to the right.

Patricia Norris, DVM, MS  
Director, Animal Welfare Section

Attachment: Notice of Violations, Assessment of Civil Penalty

cc: R. Douglas Meckes, DVM, State Veterinarian  
Tina Hlabse, General Counsel, NCDA&CS  
Joe Reardon, Assistant Commissioner, NCDA&CS  
Christopher R. McLennan, Assistant Attorney General

STATE OF NORTH CAROLINA  
COUNTY OF WAKE

NORTH CAROLINA DEPARTMENT  
OF AGRICULTURE AND CONSUMER  
SERVICES, VETERINARY DIVISION  
ANIMAL WELFARE SECTION

IN THE MATTER OF

GUILFORD COUNTY  
OPERATOR OF  
GUILFORD COUNTY ANIMAL  
SHELTER

) NOTICE OF VIOLATIONS AND  
) ASSESSMENT OF CIVIL PENALTY  
)  
) FOR VIOLATIONS OF 02 N.C.  
) ADMINISTRATIVE CODE (NCAC)  
) 52J .0206; .0209(5); .0210(b) and (d);  
) and .0803(2), (3), (6), (9), and (14).  
)

Acting pursuant to N.C. General Statute § 19A-40, Dr. Patricia Norris, Director, Animal Welfare Section ("AWS"), North Carolina Department of Agriculture and Consumer Services ("NCDA&CS") makes the following:

**FINDINGS OF FACT**

1. At all times pertinent to this matter, Guilford County Animal Shelter ("the shelter") operated by Guilford County was an animal shelter, registered pursuant to N.C. General Statute §19A-26.
2. On March 16, 2017, AWS Animal Health Technicians Christie Shore and Jay Blatche ("Inspector Shore" and "Inspector Blatche") conducted a facility inspection at the shelter. During that inspection, animals being observed and/or treated for communicable diseases were housed in the general population areas and not separated as required by 02 NCAC 52J .0209(5).
3. On the March 16, 2017 facility inspection, a significant number of animals were suffering from upper respiratory infections ("URI's") and/or kennel cough. The shelter was directed to obtain and implement a veterinarian's written recommendations for correcting the disease problems. These written recommendations from the veterinarian were received by AWS on April 3, 2017.
4. On July 18, 2017, Inspectors Shore and Blatche conducted a facility inspection at the shelter. During that inspection, the number of animals suffering from a contagious disease(s) appeared to be lower.
5. On September 21, 2017, Inspectors Shore and Blatche conducted a facility inspection at the shelter. During this inspection, the number of animals suffering from a contagious disease appeared to have increased from the level noted on the July 18, 2017 inspection, returning to a level comparable to the number of infected animals noted on the March 16, 2017 inspection. In addition, during the September 21, 2017 inspection, the Inspectors noted a ward dedicated to cats suffering from ringworm which is a contagious disease. Shelter staff could not produce any written recommendations from a veterinarian to address the care of these animals.
6. During the July 18, 2017 facility inspection, the Inspectors noted 1 dog confined to an outside play area without water or a water receptacle. At that time, the AWS Inspectors reminded the shelter staff of the regulation, 02 NCAC 52J .0206, requiring animals to have continuous access to fresh water.

7. During the September 21, 2017 facility inspection, 14 dogs were found to be in outside play yards and holding facilities without water or a water receptacle. The Inspectors again reminded the shelter staff of the requirement for animals to have continuous access to fresh water.
8. On a follow-up site visit on September 26, 2017, Inspector Shore found all animals in the play yards and holding facilities to have a water receptacle and water.
9. A review of shelter records during the July 18, 2017 inspection identified an adult cat, intake number A35743258, that was impounded on June 23, 2017 and which had not received a rabies vaccination. At the time of the inspection, the animal had been housed at the shelter for 25 days.
10. On July 26, 2017, the shelter was assessed a Civil Penalty by AWS for the failure to provide a rabies vaccination to an animal that was older than 12 weeks of age and had been housed at the shelter at least 15 days.
11. A review of the shelter records during the September 21, 2017 inspection identified the following adult animals with delayed or missing rabies vaccination:
  - a. A33074041 Coach; Intake date 9/2/17; Rabies vaccination given 9/18/17 (Day 16)
  - b. A000295 Socks; Intake date 9/2/17; Rabies vaccination given 9/20/17 (Day 18)
  - c. A000164 Eddy; Intake date 8/29/17; Rabies vaccination given 9/20/17 (Day 22)
  - d. A36247766 Anne; Intake date 8/17/17; Rabies vaccination 9/19/17 (Day 33)
  - e. A36385814 Domino; Intake date 8/25/17 No rabies vaccination given
  - f. A36384115 Tiger; Intake date 8/25/17; No rabies vaccination given
12. On December 13, 2016, Inspectors Shore and Blatche conducted a euthanasia inspection at the shelter. During that inspection, the shelter was directed to update the euthanasia manual and bring it into compliance within 30 days.
13. During the March 16, 2017 facility inspection, Inspectors Shore and Blatche again informed the shelter director to update the euthanasia manual and to keep the information current, including the notification of AWS of changes in personnel conducting the duties of Certified Euthanasia Technicians ("CET's").
14. During the September 21, 2017 euthanasia inspection, the euthanasia manual was noted to still be non-compliant with 02 NCAC .0803(2), (3), (6), (9) and (14). The manual was missing the following information:
  - a. Current American Veterinary Medical Association ("AVMA") Guidelines for the Euthanasia of Animals
  - b. Current Humane Society of the United States ("HSUS") Euthanasia Reference Manual;
  - c. MSDS information sheet for Fatal Plus euthanasia solution;
  - d. List of Certified Euthanasia Technicians, the methods of euthanasia in which they have received training, and the date of training;
  - e. Euthanasia procedure to use in emergencies, after hours, holidays and weekends; and
  - f. Current information relative to the current registration holder.

## CONCLUSIONS

As a result of this investigation, AWS concludes that the shelter, either by act or omission, violated the following provisions:

02 NCAC 52J .0206 for failing to provide continuous access to water to 14 dogs on September 21, 2017;

02 NCAC 52J .0209(5) for failing to separate dogs and cats being treated for a communicable disease from other dogs and cats on September 21, 2017;

02 NCAC 52J .0210(b) for failing to obtain and follow a veterinarian's written recommendations for correcting a disease problem lasting more than 30 days on September 21, 2017;

02 NCAC 52J .0210(d) in failing to administer a rabies vaccination to 2 adult animals, Intake numbers A36385814 Domino and A36384115 Tiger, and failing to administer a rabies vaccination by Day 15 of housing at the shelter of adult animals A33074041 Coach, A000295 Socks, A000164 Eddy and A36247766 Anne. These violations were noted on September 21, 2017

02 NCAC 52J .0803(2) for failing to have a current copy of the AVMA Guidelines for the Euthanasia of Animals in the shelter's euthanasia manual on September 21, 2017;

02 NCAC 52J .0803(3) for failing to have the current HSUS Euthanasia Reference Manual in the shelter's euthanasia manual on September 21, 2017;

02 NCAC 52J .0803(6) for failing to have a current list of Certified Euthanasia Technicians, the methods of euthanasia in which they have received training, and the date of training in the shelter's euthanasia manual on September 21, 2017;

02 NCAC 52J .0803(9) for failing to have a current euthanasia procedure to use in emergencies, after hours, holidays and weekends in the shelter's euthanasia manual on September 21, 2017; and

02 NCAC 52J .0803(14) for failing to have the MSDS information sheet for Fatal Plus in the shelter's euthanasia manual on September 21, 2017.

(See Appendix for text of cited General Statutes and Administrative Code)

## CIVIL PENALTIES

As required by N.C. General Statute § 19A-40, in determining the amount of the civil penalty, I have considered the degree and extent of harm caused by the violations listed above.

Accordingly, Guilford County as operator of the Guilford County Animal Shelter is hereby assessed a civil penalty for the following violations:

\$1,200.00 for 6 violations of Title 02 North Carolina Administrative Code 52J .0210(d) as these violations occurred subsequent to the assessment of a Civil Penalty on July 26, 2017 for non-compliance with this regulation.

\$1,200.00 TOTAL AMOUNT ASSESSED


**NOTICE OF WARNING AND DEFICIENCY**

As to the matter of the violations of 02 NCAC 52J .0206; .0209(5); .0210(b); and .0803(2), (3), (6), (9), and (14), this letter serves as a written warning indicating in which respects the shelter has violated these provisions.

AWS conducted facility inspections of the shelter on July 18, 2017 and September 21, 2017. The facility inspections were marked "Disapproved" due to the number and severity of the deficiencies as reflected in the inspection reports attached hereto.

Continued or future violation of the statutes or regulations referenced in this letter and the attached inspection reports will be considered a willful disregard or violation of the NC Animal Welfare Act and the rules issued pursuant thereto. Such willful disregard or violation may result in disciplinary action against your facility's license pursuant to NC General Statute §19A-30 and/or the assessment of a civil penalty of up to \$5,000.00 per violation under NC General Statute §19A-40.

October 4, 2017  
Date

  
Patricia Norris, DVM, MS  
Director, Animal Welfare Section  
North Carolina Department of  
Agriculture & Consumer Services

## Appendix

### RELEVANT LAWS AND REGULATIONS

#### **§ 19A-30. Refusal, suspension or revocation of certificate or license.**

The Director may refuse to issue or renew or may suspend or revoke a certificate of registration for any animal shelter or a license for any public auction, kennel, pet shop, or dealer, if after an impartial investigation as provided in this Article he determines that any one or more of the following grounds apply:

- (1) Material misstatement in the application for the original certificate of registration or license or in the application for any renewal under this Article;
- (2) Willful disregard or violation of this Article or any rules issued pursuant thereto;
- (3) Failure to provide adequate housing facilities and/or primary enclosures for the purposes of this Article, or if the feeding, watering, sanitizing and housing practices at the animal shelter, public auction, pet shop, or kennel are not consistent with the intent of this Article or the rules adopted under this Article;
- (4) Allowing one's license under this Article to be used by an unlicensed person;
- (5) Conviction of any crime an essential element of which is misstatement, fraud, or dishonesty, or conviction of any felony;
- (6) Making substantial misrepresentations or false promises of a character likely to influence, persuade, or induce in connection with the business of a public auction, commercial kennel, pet shop, or dealer;
- (7) Pursuing a continued course of misrepresentation of or making false promises through advertising, salesmen, agents, or otherwise in connection with the business to be licensed;
- (8) Failure to possess the necessary qualifications or to meet the requirements of this Article for the issuance or holding of a certificate of registration or license.

The Director shall, before refusing to issue or renew and before suspension or revocation of a certificate of registration or a license, give to the applicant or holder thereof a written notice containing a statement indicating in what respects the applicant or holder has failed to satisfy the requirements for the holding of a certificate of registration or a license. If a certificate of registration or a license is suspended or revoked under the provisions hereof, the holder shall have five days from such suspension or revocation to surrender all certificates of registration or licenses issued thereunder to the Director or his authorized representative.

A person to whom a certificate of registration or a license is denied, suspended, or revoked by the Director may contest the action by filing a petition under G.S. 150B-23 within five days after the denial, suspension, or revocation.

Any licensee whose license is revoked under the provisions of this Article shall not be eligible to apply for a new license hereunder until one year has elapsed from the date of the order revoking said license or if an appeal is taken from said order of revocation, one year from the date of the order or final judgment sustaining said revocation. Any person who has been an officer, agent, or employee of a licensee whose license has been revoked or suspended and who is responsible for or participated in the violation upon which the order of suspension or revocation was based, shall not be licensed within the period during which the order of suspension or revocation is in effect. (1977, 2nd Sess., c. 1217, s. 11; 1987, c. 827, s. 67.)

#### **§ 19A-40. Civil Penalties.**

The Director may assess a civil penalty of not more than five thousand dollars (\$5,000) against any person who violates a provision of this Article or any rule promulgated thereunder. In determining the amount of the penalty, the Director shall consider the degree and extent of harm caused by the violation.



The clear proceeds of civil penalties assessed pursuant to this section shall be remitted to the Civil Penalty and Forfeiture Fund in accordance with G.S. 115C-457.2. (1995, c. 516, s. 6; 1998-215, s. 3.)

#### **02 NCAC 52J .0206        WATERING**

Animals shall have continuous access to fresh water, except as might otherwise be required to provide adequate veterinary care. Watering receptacles shall be durable and kept clean and sanitized. Damaged receptacles shall be replaced.

*History Note: Authority G.S. 19A-24; Eff. April 1, 1984; Amended Eff. January 1, 2005.*

#### **02 NCAC 52J .0209        CLASSIFICATION AND SEPARATION**

Animals housed in the same primary enclosure shall be maintained in compatible groups, with the following additional restrictions:

- (5) All facilities shall designate an isolation area for animals being treated or observed for communicable diseases. Dogs or cats in isolation that are being treated for a communicable disease shall be separated from other dogs or cats and other susceptible species of animals in such a manner as to minimize dissemination of such disease. A sign shall be posted at the cage or isolation area when in use, giving notice of a communicable disease.

*History Note: Authority G.S. 19A-24; Eff. April 1, 1984; Amended Eff. January 1, 2005.*

#### **02 NCAC 52J .0210        VETERINARY CARE**

(b) If there is a disease problem that persists for more than 30 days at the facility, the facility operator shall obtain and follow a veterinarian's written recommendations for correcting the problem.

(d) All animals in a licensed or registered facility shall be in compliance with the North Carolina rabies law, G.S. 130A, Article 6, Part 6. However, no shelter shall be disapproved following inspection or otherwise cited for failure to inoculate any dog or cat known to be less than 12 weeks old or until such animals have been in the shelter at least 15 days

*History Note: Authority G.S. 19A-24; Eff. April 1, 1984; Amended Eff. March 23, 2009; January 1, 2005.*

#### **02 NCAC 52J .0803        ADDITIONAL CONTENTS**

A certified facility's policy and procedure manual shall be kept consistent with the publications listed below and reflect the current information for each. The manual shall include:

- (2) A copy of the 2000 Report of the American Veterinary Medical Association Panel on Euthanasia and any future revisions, replacements, supplements or changes thereto issued by that organization;
- (3) A current copy of the Euthanasia Training Manual of the Humane Society of the United States;
- (6) A list of Certified Euthanasia Technicians, the methods of euthanasia in which they have received training, and the date of training;
- (9) Euthanasia procedure to use in emergencies, after hours, holidays and weekends;
- (14) A material safety data sheet for any chemical or gas used for euthanasia in that shelter;

*History Note: Authority G.S. 19A-24;  
Eff. March 23, 2009.*

**Animal Welfare Section**  
**NC Department of Agriculture and Consumer Services**  
**1030 Mail Service Center**  
**Raleigh, NC 27699-1030**  
 phone: (919) 715-7111 FAX: (919) 733-6431  
 e-mail: aws.agr@ncagr.gov  
 URL: www.ncaws.com

36.0311

Latitude

79.5422

Longitude

### Inspection Results

**Disapproved**

Date of inspection

Sep 21, 2017

Type of inspection Follow-up inspection

Type of runs Indoor + Outdoor runs

license type 44 - Public shelter

License # 151

# dogs present

228

# cats present 298

Number of prim. enclosures

484

Guilford Co Animal Shelter

Clarence Grier

Name of business

Name of owner

4525 W Wendover Ave

Greensboro

NC 27409

Guilford

Street address

City

ZIP code

County

+1 (336) 297-5020

Phone Number

### Facilities

Inspection Category	Result	Inspection Category	Result	Inspection Category	Result
0201 Housing in sound repair	Acceptable	0201 Daily waste removal	Acceptable	0201 Perimeter Fence	Acceptable
0201 Meets electrical code	Acceptable	0201 Hot and cold water present	Acceptable	0201 Adequate drainage	Acceptable
0201 Safe electrical power	Acceptable	0201 Washroom basin and sink	Accept.	0201 Access to AWS employees	Acceptable
Food and bedding protected 0201	NOT ACCEPTABLE	0201 Thermometer present	NOT ACCEPTABLE	0201 Compliance with welfare	Acceptable
		0201 Animals in windows	Not applicable		

### Records, shelter

Inspection Category	Result	Inspection Category	Result	Inspection Category	Result
Origin of animals 0101	Acceptable	Location off-site 0101	Acceptable	Disposition of animals 0101	Acceptable
0101 Descript. of animals, shelter	Acceptable			Veterinary treatment, shelter 0101	Acceptable

### Records, kennel

Inspection Category	Result	Inspection Category	Result	Inspection Category	Result
0102 Owner information & signature	Not Applicable	0102 Description of animals, kennel	Not Applicable	0102 Veterinary treatment, kennel	Not Applicable

### Records, inspection

Inspection Category	Result	Inspection Category	Result	Inspection Category	Result
0103 Records made available	Acceptable	0103 Records match animals	Acceptable	0103 Records kept 1 + year	Acceptable

Animal Welfare Section, NCDA&CS  
Inspection Report, continued

Inspection Results

Disapproved

Date of inspection

Sep 21, 2017

Guilford Co Animal Shelter

Clarence Grier

Greensboro

NC

Indoor facilities

Inspection Category	Result	Inspection Category	Result	Inspection Category	Result
0202 Ambient temperature, indoor	Acceptable	0202 Ventilation, indoor	Acceptable	0202 Lighting, indoor	Acceptable
0202 Imperv./Sanitary surf., indoor	Acceptable	0202 Drainage, indoor	Acceptable		

Outdoor facilities

Inspection Category	Result	Inspection Category	Result	Inspection Category	Result
0203 Impervious surfaces, outdoor	NOT ACCEPTABLE	0203 Housing, 1 per animal	Not Applicable	0203 Protection from elements	Acceptable
0203 Owner advised, outdoor	Not Applicable	0203 Drainage, outdoor	Acceptable		

Primary enclosures

Inspection Category	Result	Inspection Category	Result	Inspection Category	Result
0204 Drainage prev. cross contam.	Acceptable	0204 Fence height $\geq$ 5 feet	Acceptable	0204 1:10 ratio, person: animal	Acceptable
0204 Surf. impervious to moisture	NOT ACCEPTABLE	0204 Enclosure is escape proof	Acceptable	0204 Cats, $\geq$ 4 sq. ft. / adult	Acceptable
0204 Prevent contact with wood	NOT ACCEPTABLE	0204 Solid resting surface	Acceptable	0204 Cats, $\leq$ 12 / enclosure	Acceptable
0204 Enclosures in sound repair	NOT ACCEPTABLE	0204 Cats, raised resting surface	Acceptable	0204 Cats, 1 litter pan / 3 adults	Acceptable
0204 Size of enclosure	Acceptable	0204 Dogs, supervision if $>$ 4	Acceptable		

Feeding

Inspection Category	Result	Inspection Category	Result	Inspection Category	Result
0205 Feeding, 1x / day, adult	Acceptable	0205 Feeding, 1 bowl / adult	Acceptable	0205 Feeding, commercial food	Acceptable
0205 Feeding, bowl in good repair	Acceptable	0205 Feeding, quality food	Acceptable	0205 Feeding, bowl is protected	Acceptable
0205 Feeding, 2x / day, young	Acceptable				

Watering

Inspection Category	Result	Inspection Category	Result
0206 Watering, continuous access	NOT ACCEPTABLE	0206 Watering, bowl in good repair	Acceptable

Sanitation/Employees/Classification & Separation

Inspection Category	Result	Inspection Category	Result	Inspection Category	Result
0207 Waste removal 2x / day	Acceptable	0207 Grounds overgrown	Acceptable	0207 Young given social interact.	Acceptable
0207 Animals removed while clean	Acceptable	0207 Pest Control	Acceptable	0207 Species separated	Acceptable

Animal Welfare Section, NCDA&CS  
Inspection Report, continued

Inspection Results

Disapproved

Date of inspection

Sep 21, 2017

Guilford Co Animal Shelter

Clarence Grier

Greensboro

NC

**Sanitation/Employees/Classification & Separation (continued)**

Inspection Category	Result	Inspection Category	Result	Inspection Category	Result
0207 Enclosure sanitized 2x / day	Acceptable	0207 Number of employees	Acceptable	0207 Isolation area & signage	NOT ACCEPTABLE
0207 Method of sanitation	NOT ACCEPTABLE	0207 Females in estrus, separated	Acceptable	0207 Long term care program	Acceptable
0207 Build /grnds. clean & repair	Acceptable	0207 Owner perm, commingling	Not Applicable	0207 Animals confined	Acceptable
		0207 Young with dam	Acceptable		

**Veterinary Care**

Inspection Category	Result	Inspection Category	Result	Inspection Category	Result
0210 Program of veterinary care	Acceptable	0210 Daily observation of animals	Acceptable	0210 Rabies vaccination	NOT ACCEPTABLE
0210 Veterinary care when needed	Acceptable				

**Vehicles**

0301 Vehicles mechanically sound	Not Applicable	0301 Fresh air and ventilation	Not Applicable	0301 Cargo area clean	Not Applicable
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**Primary Enclosure Used in Transportation**

Inspection Category	Result	Inspection Category	Result	Inspection Category	Result
0302 Construction of enclosure	Not Applicable	0302 Age and species separated	Not Applicable	0302 Size of transport enclosure	Not Applicable
0302 Enclosure clean & sanitized	Not Applicable				

**Transportation: Food and Water**

**Transportation: Care**

Inspection Category	Result	Inspection Category	Result
0303 Food & water during transport	Not Applicable	0304 Observation of animals	Not Applicable

**General Statute 19A-32.1**

(a) Hold minimum 72 hours	Acceptable	(b) 1, 2, 3 Make available for adopt	Acceptable	(c) Viewing 3 days for 4 hours each	Acceptable
(d) If animal offsite, photo of animal posted in conspicuous location	Acceptable	(f) 1, 2, 3 Animals were returned to owner, adopted or euth only	Acceptable	(g) i, ii Owner surrender held unless proof ownership & signed consent	Acceptable
(h) Owned animal surrender, ask if there has been a bite w/in 10 days	Acceptable	(i) Release animal to person, record of approved government photo ID	Acceptable		

**Inspection Results**

Date of inspection

**Disapproved**

Sep 21, 2017

Guilford Co Animal Shelter

Clarence Grier

Greensboro

NC

**Narrative Explanation**See attached for narrative

**Inspection Results**

Date of inspection

**Disapproved**

Sep 21, 2017

Guilford Co Animal Shelter

Clarence Grier

Greensboro

NC

**Narrative Explanation**This page intentionally left blank☒ check here if a euthanasia inspection form is attachedDigital signature  
of inspector**Christi  
e Shore**Digitally signed by Christie Shore  
DN: cn=Christie Shore, o=Animal  
Welfare Division, ou=NCDA & CS,  
email=Christie.Shore@ncagr.gov,  
c=US  
Date: 2017.09.29 10:12:28 -04'00'Signature of  
Management*I attest that I was offered an opportunity to read the report before  
signing it & that I was offered a copy of the report. My signature does  
not imply that I agree with the results.*

On September 21, 2017 Jay Blatche and I performed a follow up inspection in reference to the disapproved inspection on July 18, 2017 and the inspection performed on March 16, 2017. We were joined by Elizabeth Jones, Animal Health Technician and Keith Patterson, Animal Control Director. At today's inspection we noted the following items that still have not been properly addressed or were noted to be in compliance at last inspection but again out of compliance at today's inspection:

- 1) .0201 Food and bedding were not protected in all areas. We found open bags/boxes of food/treats in the cat treatment room and the cat kitchen;
- 2) .0209 Animals with communicable diseases were still found to be present in the adoption area and in the holding areas. A dog named Porter in adoption 2 was noted by me to be coughing therefore I asked that he be pulled from adoption and examined. There was no signage on the dog's kennel to show that he was sick or on meds. However, when we pulled his record it showed that he had been diagnosed with kennel cough the day prior to our inspection and was started on meds at that time yet still left on the adoption floor. Two cats housed in Cat Room 2 were marked with cage cards that read "On meds for URI" as of 9/19/17. Again these cats were left in the general population and not isolated. The AWA reads as follows: "**NCAC 52J .0209 CLASSIFICATION AND SEPARATION (5)** All facilities shall designate an isolation area for animals being treated or observed for communicable diseases. Dogs or cats in isolation that are being treated for a communicable disease shall be separated from other dogs or cats and other susceptible species of animals in such a manner as to minimize dissemination of such disease. A sign shall be posted at the cage or isolation area when in use, giving notice of a communicable disease.";
- 3) Since last inspection a sign has been posted on the new door in G building that closes off the isolation area. In the cat areas 1, 2 and 3 we have requested that signage be added to these doors as well reminding staff to keep these doors closed at all times also to help with the spread of disease as there were cats with communicable disease in cat room 2. Jay suggested using a door that automatically swings back to close;
- 4) At today's inspection it was noted that there were approximately 30 cats diagnosed with URI and/or conjunctivitis in the cat sick building. The dog isolation area was full with dogs with kennel cough. We noted that most of these animals entered the facility healthy and this was also found to be true at the previous inspection in July. Protocols need to be revisited to ensure that proper handling/cleaning procedures are being followed to decrease the spread of disease;
- 5) .0204 In cat adoption 2 (large room) the cages have exposed particleboard where the doors shut. Therefore, these areas cannot be properly sanitized.
- 6) .0203 Gravel needs to be added in the outside play yards in adoption areas to ensure a depth of 6" minimum. Gravel has been brought in and will be distributed within the week;
- 7) .0206 All animals should have continuous access to water. At last inspection we found that one dog was in an outside play yard without water or a water receptacle. At today's inspection there were 14 dogs in the outside play yards and holding kennels without water. At previous inspections the holding kennels always had receptacles in each of them along with a cart with extra receptacles. Today there were no receptacles outside except for one empty receptacle in one large play yard. Staff stated the dogs were out there only while their kennels were being cleaned. However, the AWA states the following: "**NCAC 52J .0206 WATERING** Animals shall have continuous access to fresh water, except as might otherwise be required to provide adequate veterinary care. Watering receptacles shall be durable and kept clean and

sanitized. Damaged receptacles shall be replaced". Water was given while we were present. We asked staff if there had been any change in protocol and no one could answer that.

8) .0204 Sandblasting and painting is needed in the treatment room and the inside of B & G building. Plans are to begin painting again soon. Painting was postponed during the busy summer months;

9) All bottles that are filled with cleaner/disinfectant, etc. at the facility should be properly labeled to identify the product. We found numerous cleaning bottles without any type of identification. Labels have been purchased and received since last inspection but have not been put on the bottles;

10) .0204 In the treatment/puppy room the flooring/cracking has not been addressed properly. The floor is still separating further from the walls causing large cracks/holes in these kennels. I had suggested constructing vinyl pallets to use over these areas at previous inspections. Elizabeth stated that Clarence was working on getting measurements to get something built to put into these kennels to keep the dogs away from the cracks. Four of these kennels are marked "Do not use" and are empty;

11) .0204 In G building the gates are beginning to show more rust and therefore cannot be properly sanitized. Gates need to be sanded down and painted as needed. The gate on kennel 102 needs to be repaired or flipped as the bottom of the gate has broken chain length and poses a danger to the dog;

12) .0210 Following up from last inspection, Jay and I reviewed approximately 70 records for animals present at the shelter to ensure the rabies vaccinations are all in compliance. We found 2 animals that had been there more than 15 days without a rabies vaccination and 4 animals that were given a rabies after the 15-day mark;

The following items were noted at today's inspection:

1) .0204 In cat adoption #2 there is a damaged carpeted play tree. This needs to be removed as it cannot be sanitized;

2) .0207 Dogs are held in the outside hold runs in adoption area while their kennels are being cleaned. At previous inspections these kennels have always been sanitized between each dog as required in the AWA. At today's inspection one kennel had very dry feces and feces residue on the concrete. We asked how long the dog had been in this outside run and the staff replied 5 minutes. If the dog had only been there for 5 minutes the feces were from a previous dog. The staff could not argue that was not the case. We noticed numerous runs in this area with an abundance of feces. I asked if the protocol had changed in this area and Elizabeth stated that it had not;

3) A room outside of the dog adoption area has been turned into a ward for cats with ringworm. These cats are being held there waiting for foster homes. Jay asked Elizabeth what protocols are in place regarding this room and she states normally one person that cleans the adoption area cleans this room last if they are not available someone else cleans. She made no mention of protective gear or cleaning protocol in writing;

4) .0201 Thermometers are needed in each room where one is not available. Thermometers have been purchased and are at the facility and will be hung;



There have been improvements as well since our last inspection. The following items have been addressed/changed:

- 1) The facility is in the process of changing over from Petpoint to Chameleon. This change will allow for all the animals in foster care to be viewed on the website;
- 2) Trauma building is not in use at this time;
- 3) Observation logs for each animal are still in place and are being properly utilized by staff and the Malachi workers;
- 4) Jay noted that the feral cat building was very clean and all the cats appeared healthy in this area. Overall cleanliness throughout the facility has improved greatly;
- 5) All painting in the dog adoption areas inside has been completed. Painting of the intake area and back holding line has been completed as well;
- 6) There were no dogs housed in the temp line;
- 7) Elizabeth and Keith were very knowledgeable and helpful during the inspection. They were open minded and willing to listen to ideas to help with the issues noted.

In closing this inspection is disapproved. Even with all of the improvements with maintenance issues over the last few months the shelter has still failed to be in compliance with rules that should be addressed with proper protocols and management in place. Numerous inadequacies from the previous inspections were still noted as not being in compliance that were not maintenance issues and still present a significant risk to the welfare of the animals and therefore should not continue to be out of compliance.

**Animal Welfare Section**  
**NC Department of Agriculture and Consumer Services**  
**1030 Mail Service Center**  
**Raleigh, NC 27699-1030**  
 phone: (919) 707-3280 FAX: (919) 733-6431  
 e-mail: agr.aws@ncagr.gov  
 URL: www.ncaws.com

## Euthanasia Inspection Report

Sep 21, 2017  
 Date of inspection

Name of business Guilford Co Animal Shelter

City Greensboro

License number (if currently licensed) 151

license type 44 - Public shelter

### Duties of a CET

Prepare animals for euthanasia .0418

Acceptable

Properly record all data .0418

Acceptable

Security, controlled substance .0418

Acceptable

Supervise Prob. CET .0418

Acceptable

Properly euthanize .0418

Acceptable

Properly dispose of dead .0418

Acceptable

### Euthanasia by Injection

IC only on anesth. or sedated .0501

Acceptable

### Euthanasia by CO

Use only bottled gas .0601

Not Applicable

Use only comm. mfd chamber .0601

Not Applicable

Only same species in chamber .0601

Not Applicable

In chamber for >= 20 min. .0601

Not Applicable

Not used on < 16 weeks .0602

Not Applicable

Not used on pregnant .0602

Not Applicable

Not used on near death .0602

Not Applicable

No live with dead .0603

Not Applicable

Animals separated .0604

Not Applicable

At least 1 viewport .0605

Not Applicable

Chamber in good order .0605

Not Applicable

Airtight seals present .0605

Not Applicable

Light shatterproof .0605

Not Applicable

Chamber sufficiently lit .0605

Not Applicable

Electrical explosion-proof .0605

Not Applicable

If inside, two CO monitors .0605

Not Applicable

### CO chamber inspections & records

Records of monthly inspection .0606

Not Applicable

Records of yearly inspection .0606

Not Applicable

Visual inspection by AWS

Not Applicable

### CO chamber, miscellaneous

Chamber cleaned b/t uses .0607

Not Applicable

Operational guide & or manual .0608

Not Applicable

>= 2 adults present when used .0609

Not Applicable

### Extraordinary methods

Reports of extraordinary euth. .0705

Not Applicable

Signature of  
 Management

## Euthanasia Inspection Report

Sep 21, 2017  
Date of inspection

Name of business Guilford Co Animal Shelter

City Greensboro

License number (if currently licensed) 151

## Policy and procedure manual

Current copy of AWA in manual .0803

Acceptable

Current AVMA euth. in manual .0803

Not Acceptable

Current HSUS euth. in manual .0803

Not Acceptable

Current AHA euth. in manual .0803

Acceptable

List of approved euth. methods .0803

Acceptable

List of CETs & methods .0803

Not Acceptable

Contact info for DVM in PVC .0803

Acceptable

Contact info for DVM care .0803

Acceptable

List after hour euth. meth. 0803

Acceptable

Euth. methods if no CET present 0803

Acceptable

Policy for verifying death .0803

Acceptable

Contact info for suppliers. 0803

Acceptable

DEA certificate .0803

Acceptable

MSDS sheets, chemical or gas .0803

Not Acceptable

MSDS sheets, tranq. or anesth. .0803

Acceptable

Signs & symptoms, human .0803

Acceptable

First aid information .0803

Acceptable

MD contact information .0803

Acceptable

## Narrative Explanation, if needed

Humane euthanasia by injection was performed by two certified Euthanasia technicians on one cat. Death was confirmed by lack of heartbeat and ocular reflex. During a review of the Euthanasia Manual we noticed the following items were missing or were not current (book was not in order at previous inspection on December 13, 2016):

- 1) AVMA guidelines were not current;
- 2) HSUS guidelines were not available;
- 3) MSDS sheet was found for Euthasol, however Fatal Plus is being used;
- 4) List of certified euthanasia technicians not available;
- 5) After hour care needs to be updated;
- 6) All documentation from previous license holder should be removed and replaced with current information;
- 7) Current DEA certificate was missing but was found and put into the manual during the inspection

Manual needs to be updated immediately. I gave Elizabeth a copy of the AWA rules and directed her to the requirements of the manual and asked that she ensures that the manual is updated.

Digital signature of inspector

Christie Shore

Digital signature of Christie Shore  
On 09/21/2017, 10:00 AM, signed by Christie Shore  
Euthanasia Manual Ed 6.15  
Animal Welfare Services app v1.0.0  
Date 2017-09-21 10:00 AM EDT

Signature of  
Management

## Record of Contact with a Constituent

### Type of contact

- ☐ phone call ☐ courtesy inspection  
☐ complaint ☒ other  
☐ Determination if required to be licensed

Date of contact September 26, 2017

Name of business Guilford County Animal Shelter

Name of owner Clarence Grier

Street address 4525 W Wendover Ave

City Greensboro

State North Carolina

ZIP code

phone # +1 (336) 297-5020

County

Guilford

license type 44 - Public shelter

License number (if currently licensed) 151

### Brief Description of Contact

On September 26, 2017 I did a follow up inspection from the inspection on September 21, 2017 to ensure that the dogs had water in the outside holding kennels. I arrived at the shelter at approximately 9:45 am. I went into the office and told the staff that I was headed out to the holding kennels and asked them to let Elizabeth know. Once outside I found that there were water receptacles in each kennel. There were no dogs in the kennels at that time. The Malachi worker stated that he was finished with bringing out the dogs and would be cleaning the kennels shortly. There was a dog in each outside play area. These areas had water also. While outside I was joined by Elizabeth and Keith. We discussed that a written protocol needed to be implemented for this area and needed to be posted for the staff to see. I also encouraged that they have training on this as well and to document the staff that attends. I also addressed with Keith and Elizabeth the dogs that were unsupervised in the outside play areas. These areas do not have a perimeter fence therefore the dogs should not be left alone unsupervised. These areas at previous inspections were used as play time with a volunteer. If these areas are going to be used to put dogs in the areas unsupervised a perimeter fence will have to be added. Keith stated that he would just have the staff put the dogs in the holding runs while cleaning. The one tall play yard in the middle of the outside area can be used without supervision.

The three of us also went into G building as I needed to confirm the numbers of the gates in addition to 102 that were damaged as I had not noted this on the inspection report. The following gates are damaged: 87, 94, 98, 102 and 108. We discussed repairing this or flipping the gates as the tops of the gates are still in good repair. I suggested doing a walk through to check all fencing to ensure it is in good repair and does not pose a danger to the dogs.

Signature of  
Inspector

Christie Shore

Digitally signed by Christie Shore  
DN: cn=Christie Shore, o=Animal  
Welfare Division, ou=NCDA & CS,  
email=Christie.Shore@ncagr.gov, c=US  
Date: 2017.09.29 10:10:09 -04'00'